

IN THE
SUPREME COURT OF INDIANA

CASE NUMBER:

**ORDER AMENDING RULES FOR ALTERNATIVE DISPUTE
RESOLUTION**

Under the authority vested in this Court to provide by rule for the procedure employed in all courts of this state and this Court's inherent authority to supervise the administrative procedures of all courts within this state, ***Rule 2.5*** of the ***Rules for Alternative Dispute Resolution*** is amended to read as follows (deletions shown by ~~striking~~ and new text shown by underlining):

Rule 2.5. Qualifications of Mediators.

(A) Civil Cases: Educational Qualifications

(1) Subject to approval by the court in which the case is pending, the parties may agree upon any person to serve as a mediator.

(2) In civil cases, a registered mediator must be an attorney in good standing with the Supreme Court of Indiana.

(3) To register as a civil mediator, a person must meet all the requirements of this rule and must complete at least forty (40) hours of Commission certified civil mediation training.

(4) However, a person who has met the requirements of A.D.R. Rule 2.5(B)(2)(a), is registered as a domestic relations mediator, and by December 31 of the second full year after meeting those requirements completes a Commission certified civil crossover mediation training program may register as a civil mediator.

(5) A registered civil mediator must complete a minimum of six hours of Commission certified advanced civil mediation training during the two-year period prior to the mediator's Anniversary Date. For purposes of this section, "Anniversary Date" is the fifth June 30th following: the completion of the initial 40-hours of civil mediation

training, or the completion of a civil crossover course, and every fifth June 30th thereafter. Mediators who have completed the initial 40 hours of civil mediation training prior to June 30, 1992 and who have not taken a Commission certified five hour advanced civil mediation training will not be required to complete the minimum of six hours of Commission certified advanced civil mediation training until June 30, 1997. Mediators who have completed the initial 40 hours of civil mediation training and who have taken a Commission certified five hour advanced training and who otherwise meet all the requirements to be a registered mediator may be placed on the registry. These mediators need not take an additional advanced training course until the two- year period prior to their next anniversary date after June 30, 1997.

(6) ~~A full-time judge may register but not serve as a civil mediator.~~ As part of the judge's judicial service, a judge may serve as a mediator in a case pending before another judicial officer.

This amendment shall take effect immediately.

The Clerk of this Court is directed to forward a copy of this Order to the clerk of each circuit court in the state of Indiana; Attorney General of Indiana; Legislative Services Agency and its Office of Code Revision; Administrator, Indiana Supreme Court; Administrator, Indiana Court of Appeals; Administrator, Indiana Tax Court; Public Defender of Indiana; Indiana Supreme Court Disciplinary Commission; Indiana Supreme Court Commission for Continuing Legal Education; Indiana Board of Law Examiners; Indiana Judicial Center; Division of State Court Administration; Indiana Judges and Lawyers Assistance Program; the libraries of all law schools in this state; the Michie Company; and the West Group.

The West Group is directed to publish this Order in the advance sheets of this Court.

The Clerks of the Circuit Courts are directed to bring this Order to the attention of all judges within their respective counties and to post this Order for examination by the Bar and general public

DONE at Indianapolis, Indiana, this _____ day of September, 2002.

Randall T. Shepard
Chief Justice of Indiana